

FILED

SEP 17 2014

**RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

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6
7 IN THE UNITED STATES DISTRICT COURT
8
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA,
10
11 Plaintiff,

12 v.

13 CHARLES MOORE,
14
15 Defendant.

)
) No. CR 14-0021 JST
)

) STIPULATION AND [PROPOSED]
) ORDER CONTINUING CHANGE OF
) PLEA DATE; EXCLUSION OF TIME
)

16
17 **STIPULATION**

18 IT IS HEREBY STIPULATED, by and between the parties to this action, that the change of
19 plea date for defendant Charles Moore, currently scheduled for September 19, 2014, at 9:30 a.m.,
20 may be continued to December 12, 2014, at 9:30 a.m. for change of plea. Defense counsel needs
21 additional time to review the discovery with Mr. Moore, discuss the proposed plea agreement and
22 finalize the terms of the plea agreement prior to the change of plea date. In addition, Mr. Moore
23 recently went to Newbridge Foundation to address ongoing substance abuse issues. A continuance
24 will enable him to maintain and strengthen his sobriety while the parties discuss resolution.

25 IT IS FURTHER STIPULATED THAT the time to December 12, 2014, should be excluded in
26 accordance with the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(1)(A) and (h)(7)(B)(iv) for effective

U S v. Moore CR 14-0021 JST; Stip re:
Change of plea date; Exclusion of Time

1 preparation taking into consideration due diligence to enable counsel to meet with Mr. Moore,
 2 review the discovery, discuss the plea agreement and finalize its terms prior to the change of plea.

3 DATED: 9/17/14

/s/

4 JOYCE LEAVITT
 Assistant Federal Public Defender

5 DATED: 9/17/14

/s/

6 THOMAS MOORE
 Assistant United States Attorney

7
 8 I hereby attest that I have permission of the parties to enter a conformed signature (/s/) for all
 9 signatures within this e-filed document.


10 ORDER

11 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the change of plea date for
 12 defendant Charles Moore, may be continued to December 12, 2014, at 9:30 a.m. for change of plea.

13
 14 IT IS FURTHER ORDERED THAT the time from September 19, 2014, to December 12,
 15 2014, should be excluded in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§
 16 3161(h)(1)(A) and (h)(7)(B)(iv) for effective preparation of counsel taking into consideration due
 17 diligence to enable defense counsel to meet with Mr. Moore to review discovery, discuss the plea
 18 agreement and finalize its terms. The Court finds there is good cause and the ends of justice served
 19 by the granting of the continuance outweigh the interests of the public and defendant in a speedy and
 20 public trial. Failure to grant the requested continuance would unreasonably deny counsel reasonable
 21 time necessary for effective preparation, taking into account due diligence.

22 SO ORDERED.

23 DATED: 9/17/14

24 
 25 HON. JON S. TIGAR
 26 United States District Judge